THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.23379 of 2007

Dated: 07-11-2007

Between:

M/s.Pavani Engineers,
Secunderabad.

...Petitioner

and

The Commercial Tax Officer,
Hyderabad and 2 others.

...Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI
AND
THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION No.23379 of 2007

Dated: 07-11-2007

Order: (Per The Hon'ble Sri Justice Bilal Nazki)

Heard learned Counsel for the parties and with their consent, the Writ Petition is being disposed of at this stage.

It is submitted by the learned Counsel for the petitioner that the appeal filed by the petitioner against the

order of assessment dated 25-08-2007 has already been heard by the second respondent-Appellate Deputy Commissioner (CT) on 30th October, 2007 and reserved for orders. But, in the meantime, the first respondent-Commercial Tax Officer issued notice dated 27-10-2007 and the recovery is being affected as the stay petition earlier filed by the petitioner has been rejected by the second respondent-Appellate Deputy Commissioner.

The learned Government Pleader for Commercial Taxes, on instructions, submits that the appeal was partly heard on 30th October, 2007 and it is to be heard again today.

In any case, the matter appears to have been almost concluded. In this view of the matter, we grant stay of recovery of the disputed tax liability till the disposal of the appeal by the second respondent-Appellate Deputy Commissioner. The second respondent-Appellate Deputy Commissioner is directed to dispose of the appeal within a period of two weeks from today.

The Writ Petition is, accordingly, disposed of. No costs.

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(Bilal Nazki, J)

Dated 7th November, 2007

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(Ramesh Ranganathan, J)

Note:
Wire at party's costs.
B/o
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